

794-101

AFWC

08/713727

**PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No: 14005/407B

**FILE WRAPPER CONTINUING APPLICATION TRANSMITTAL  
UNDER 37 CFR 1.62****Box FWC****Assistant Commissioner for Patents  
Washington, D.C. 20231**

Sir:

This is a request under 37 CFR 1.62 for filing a

- ☐ continuation application.
- ☐ divisional application.
- ☒ continuation-in-part application. A Preliminary Amendment adding subject matter is attached.

**1. Particulars of Prior Application**

Application Serial No: 08/384,756  
Filed on: February 7, 1995  
Title: Cementitious Gypsum-Containing Compositions and  
Materials Made Therefrom  
Art Unit: 1108  
Examiner: M. Marcheschi  
Prior Docket No.: 14005/407A

EOY sent to the group

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this File Wrapper Continuing Application Transmittal Under 37 CFR 1.62 and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **September 13, 1996**, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EM118665940US.

Edward Petruski  
Edward Petruski

2. This request is filed by:

1. Full Name of Inventor	Family Name Stav	First Given Name Elisha	Second Given Name
Residence & Citizenship	City Amherst	State or Foreign Country New York	Country of Citizenship Israel
Post Office Address	Post Office Address 116 Capen Boulevard	City Amherst	State & Zip Code/Country New York 14226

2. Full Name of Inventor	Family Name Burkard	First Given Name Edward	Second Given Name A.
Residence & Citizenship	City East Amherst	State or Foreign Country New York	Country of Citizenship United States
Post Office Address	Post Office Address 8395 Stahley Road	City East Amherst	State & Zip Code/Country New York 14051

3. Full Name of Inventor	Family Name Finkelstein	First Given Name Ronald	Second Given Name S.
Residence & Citizenship	City East Amherst	State or Foreign Country New York	Country of Citizenship United States
Post Office Address	Post Office Address 241 Wellingwood Drive	City East Amherst	State & Zip Code/Country New York 14051

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

**3. Declaration or Oath for Continuation-in-Part Application**

- ☐ Enclosed  
☒ Not enclosed

**4. Amendments**

- ☐ Amend the specification by inserting before the first line the sentence:  
/--This is a \_\_\_\_\_ of U.S. application Serial No. \_\_\_\_\_, filed \_\_\_\_\_,  
now abandoned.--  
Cancel claims \_\_\_\_\_ in the prior application before calculating the filing fee.
- ☒ A Preliminary Amendment entitled "Amendment 'B'" is enclosed.
- ☐ Please enter the Amendment Under 37 CFR 1.116 previously filed in the prior application on \_\_\_\_\_, but unentered.
- ☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

**5. Priority**

- ☐ Priority of application No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.
- ☐ The certified copy(ies) has(have) not been filed.

**6. Assignment**

- ☒ The prior application is assigned of record to National Gypsum Company, and has been recorded at Reel No. 7524, Frame No. 272.

**7. Small Entity Status**

- ☐ Verified statement(s) claiming small entity status is(are) attached.
- ☐ Small entity status has been established in the prior application and is still effective.

8. Fee Calculation

CLAIMS AS FILED - INCLUDING AMENDMENT(S) (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$375.00		\$750.00
TOTAL	22-20	= 2	X 11 =	\$	X 22 =	\$44.00
INDEP.	3-3	= 0	X 39 =	\$	X 78 =	\$0.00
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 125 =	\$	+ 250 =	\$
Filing Fee:				\$	OR	\$794.00

9. Method of Payment of Fees

- ☒ Attached is a check in the amount of: \$794.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

10. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

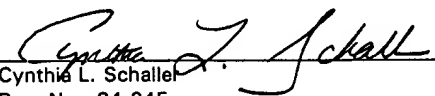
Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

Please direct all future communications to Cynthia L. Schaller, at the address below.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300

By:

  
Cynthia L. Schaller  
Reg. No: 34,245

September 13, 1996

110-115

GP 1108  
FF16  
10/4/96  
B  
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: ) Title: Cementitious Gypsum-  
Stav et al. ) Containing Compositions and  
Serial No: 08/384,756 ) Materials Made Therefrom  
Filed: February 7, 1995 ) Group Art Unit: 1108  
Examiner: M. Marcheschi

RECEIVED  
SEP 25 1996

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant(s) hereby petition(s) pursuant to 37 CFR 1.136(a) for a one-month extension of time.

FNC sent to A

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this paper and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **September 13, 1996**, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to addressee" service of the United States Postal Service under Mailing Label No. EM118665940US.

Edward Petruski  
Edward Petruski

310 CG 09/19/96 08384756  
1 115 110.00 CN

**1. Small Entity Status**

- ☐ Verified statement(s) claiming small entity status is(are) attached.
- ☐ Small entity status has been established and is still effective.
- ☒ Has not been established.

**2. Extension of Time**

- ☒ This is a petition for an extension of time under 37 CFR 1.136 for the total number of months checked below:

EXTENSION (Months)	FEE FOR LARGE ENTITY		FEE FOR SMALL ENTITY	
One Month	X	\$110.00		\$55.00
Two Months		\$380.00		\$190.00
Three Months		\$900.00		\$450.00
Four Months		\$1,400.00		\$700.00

If an additional Extension of Time is required, please consider this a petition therefor.

Extension Fee: \$110.00

- ☐ An extension for \_\_\_\_\_ month(s) has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Deduction: \$0.00

**Extension Fee Due With This Request: \$110.00**

**3. Method of Payment of Fees**

- ☒ Attached is a check in the amount of \$110.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Petition is enclosed.

**4. Deposit Account and Refund Authorization**

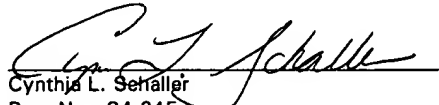
The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Petition is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300

By:

  
Cynthia L. Schaller  
Reg. No: 34,245

September 13, 1996